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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 VERNON WAYNE MCNEAL,

12 Plaintiff,

2:05-cv-0441-GEB-EFB-P

13 vs.

14 EVERT, et al.,

15 Defendants.

ORDER

16 \_\_\_\_\_/  
17 On June 24, 2009, plaintiff filed a request for reconsideration of the magistrate  
18 judge's order filed June 11, 2009, denying plaintiff's motions to compel and requests for  
19 appointment of counsel, and ordering that plaintiff's discovery requests be stricken. Pursuant to  
20 E.D. Local Rule 72-303(f), a magistrate judge's orders shall be upheld unless "clearly erroneous  
21 or contrary to law." Upon review of the entire file, the court finds that it does not appear that the  
22 magistrate judge's ruling was clearly erroneous or contrary to law.

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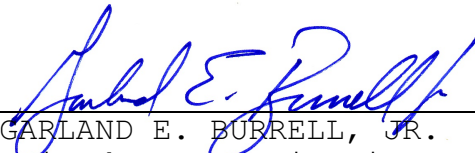
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1                   Therefore, IT IS HEREBY ORDERED that, upon reconsideration, the order of  
2 the magistrate judge filed June 11, 2009, is affirmed.

3 Dated: August 24, 2009

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6 GARLAND E. BURRELL, JR.  
United States District Judge